

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION**

MICHAEL LEON DORSETT,

Plaintiff,

V.

STATE OF ALABAMA, et al.,

Defendants.

Case No.: 4:09-cv-01280-RDP-PWG

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on May 11, 2009, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief may be granted. No objections were filed by either party.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation and the objections thereto, the court is of the opinion that the magistrate judge's report is due to be and is hereby **ADOPTED** and the recommendation is **ACCEPTED**. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief may be granted. A Final Judgment will be entered.

DONE and **ORDERED** this 21st day of September, 2009

R. C. [Signature]

R. DAVID PROCTOR
UNITED STATES DISTRICT JUDGE